

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 18TH DECEMBER 2006 / 27TH AGRAHAYANA 1928

WP(C).No. 33529 of 2006(N)

PETITIONER:

K.K.SUJANI BHAI,
PRT QUARTERS,
MUTTAMBALAM.

BY ADV. SRI.LIJI.J.VADAKEDOM

RESPONDENTS:

1. KOTTAYAM CO-OP. URBAN BANK,
KANJIKKUZHY BRANCH, KOTTAYAM,
REP. BY ITS BRANCH MANAGER.
2. SPECIAL SALE OFFICER,
KOTTAYAM CO-OP. URBAN BANK,
KOTTAYAM.

BY SENIOR GOVT. PLEADER SRI.P.N.SANTHOSH.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 18/12/2006, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

J.M. JAMES, J.

W.P.(C) No. 33529 of 2006

Dated this the 18th December, 2006.

J U D G M E N T

The prayer of the writ petitioner is to permit her to avail one time settlement for the loan which she availed and defaulted in payment, because of which the sale against her properties has been proceeded with under Ext.P1 notice.

2. I heard the learned counsel appearing for the petitioner, as well as the learned Senior Government Pleader. It is submitted by the learned Government Pleader that one time settlement is applicable to the Co-operative Urban Banks as well. Counsel appearing for the petitioner submits that Ext.P2 representation, dated 13.12.2006, praying for one time settlement had already been filed before the first respondent.

3. In such circumstances, I dispose of the writ petition, directing the first respondent to consider Ext.P2 representation for one time settlement within 10 days from today, and pass orders on merit, after hearing the writ petitioner, and fixing the amount due as per the scheme.

4. Till a decision is taken and orders passed on the representation for one time settlement filed by the petitioner, all proceedings initiated against the petitioner as per Ext.P1 sale notice shall stand stayed.

**J.M. JAMES,
JUDGE**

nj.